

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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**19-cv-1257**

RODOLFO MONTER HERNANDEZ,  
*individually and on behalf of others similarly  
situated,*

**DECLARATION OF  
RODOLFO MONTER HERNANDEZ**

*Plaintiffs,*

-against-

99 THAI PLAYGROUND LLC, (D/B/A THAIMEE TABLE (F/K/A NGAM)), INSPIRED HOSPITALITY MANAGEMENT LLC (D/B/A THAIMEE TABLE (F/K/A NGAM)), NGAMPROM THAIMEE (A/K/A HONG), MATT BRUCK, CHAI THAIMEE, and LUIGI DOE,

*Defendants.*

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I, Rodolfo Monter Hernandez, declare under penalty of perjury, pursuant to 28 U.S.C. §1746,

that:

1. I am the Plaintiff in the above-captioned action, and I have personal knowledge of the matters stated below.
2. I reside in Bronx County, New York.
3. I was employed by the Defendants at their restaurant Thaimee Table in Manhattan, New York from approximately June 2012 until on or about February 1, 2019.
4. From 2012 until 2018, I understood the owners of Thaimee Table to be Defendant Ngamprom “Hong” Thaimee (“Ms. Thaimee”) and former Defendant Andrew Pirogousis (“Mr. Pirogousis”) whom I knew as Andy.

5. In or around 2018, Mr. Pirogousis left Thaimee Table.

6. At around the time Mr. Pirogousis left, Ms. Thaimee introduced the staff to an individual named "Matt" as her new partner in the restaurant. It was my understanding from this interaction that Matt was replacing Mr. Pirogousis as an owner of Thaimee Table.

7. I was not aware of Matt's last name at the time of the filing of the lawsuit.

8. From that time until I stopped working at Thaimee Table, Matt, whom I now know to be Defendant Matt Bruck, would work at the restaurant on a regular basis, more than once per week.

9. Defendant Matt Bruck had the authority to issue orders to the staff, myself included.

10. Defendant Matt Bruck was the individual responsible for paying the staff our wages in the form of cash on a weekly basis.

11. Occasionally, Defendant Matt Bruck would order me to deliver supplies and food from Thaimee Table to two other locations operated by Defendants. Both operated under the name "Thaimee Magic" and were located in food courts at 570 Lexington Ave. in Manhattan and the Ganesvoort Market on West 14<sup>th</sup> St. in Manhattan.

12. In April of 2019, before the Complaint was amended to include Defendant Matt Bruck's last name, I personally spoke with him. I contacted him to ask that he pay me \$1800.00 in wages I was never paid during the time he was responsible for paying staff wages. During this conversation, he told me that I would not receive my \$1800.00 because I had filed a lawsuit and that if I wanted my wages he would only deal with "my little friends." I understood "my little friends" to mean my attorneys. I understood from this conversation that Defendant Matt Bruck was aware of the lawsuit pending against him as early as April 2019.

13. I declare under penalty of perjury under the laws of the United States of America  
that the foregoing is true and correct.

Executed: Bronx, NY

10/8/2020

Date



A handwritten signature in black ink, appearing to read "Rodolfo Monter Hernandez". The signature is fluid and cursive, with "Rodolfo" on top and "Monter Hernandez" below it.

Rodolfo Monter Hernandez